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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

JAIME LOPEZ-PAEZ,

Plaintiff,

v.

ROBERT MUELLER, III, Director, Federal  
Bureau of Investigation;  
ERIC H. HOLDER, JR., United States  
Attorney General;  
JANET NAPOLITANO, Secretary,  
Department of Homeland Security ("DHS");  
ALEJANDRO MAYORKAS, Director, U.S.  
Citizenship and Immigration Services (USCIS);  
ROSEMARY MELVILLE, District Director,  
USCIS;  
CAROL L. KELLER, San Jose Field Office  
Director, USCIS,

Defendants.

No. C 09-3879 PVT

**STIPULATION TO DISMISS AND  
~~PROPOSED~~ ORDER**

Plaintiff, by and through his attorney of record, and Defendants, by and through their attorney of record, hereby stipulate, subject to the approval of the Court, to dismissal of the above-entitled action without prejudice in light of the fact that the United States Citizenship and Immigration Services adjudicated Plaintiff I-130 application.

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Stipulation to Dismiss  
C09-3879 PVT

1 Each of the parties shall bear their own costs and fees.

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3 Dated: September 11, 2009

Respectfully submitted,

4 JOSEPH P. RUSSONIELLO  
5 United States Attorney

6  
7 /s/  
8 ILA C. DEISS<sup>1</sup>  
9 Assistant United States Attorney  
10 Attorney for Defendants

11 Dated: September 11, 2009

12 /s/  
13 DINA M. SOKHN  
14 Attorney for Plaintiff

15 **ORDER**

16 Pursuant to stipulation, IT IS SO ORDERED.

17 DATED: 10/9/09

18   
19 PATRICIA V. TRUMBULL  
20 United States Magistrate Judge  
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23  
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27 <sup>1</sup> I, Ila Deiss, hereby attest that I have on file all holograph signatures for any signatures  
28 indicated by a “conformed” signature (/S/) within this e-filed document.